

Practitioner's Docket No.: 892\_034

*PATENT*

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the application of: Motoyasu KIMURA and Tomoei KIMURA

Ser. No.: 10/579,590

Art Unit: 3753

Filed: January 23, 2007

Examiner: William M. McCalister

Confirmation No.: 3563

For: FLOW CONTROL DEVICE

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. 1.97(c)**

**TIME OF TRANSMITTAL OF ACCOMPANYING  
INFORMATION DISCLOSURE STATEMENT**

1. The information disclosure statement transmitted herewith is being filed *after* three months of the filing date of this national application or the date of entry of the national stage as set forth in § 1.491 in an international application or after the mailing date of the first Office action on the merits, whichever event occurred last but *before* the mailing date of either:
  - (1) a final action under § 1.113,
  - (2) a notice of allowance under § 1.311 or
  - (3) an Office Action that closes prosecution.

**STATEMENT OR SUBMISSION FEE**

2. Accompanying this transmittal is

A. ☒ a statement as specified in 37 C.F.R. 1.97(e).

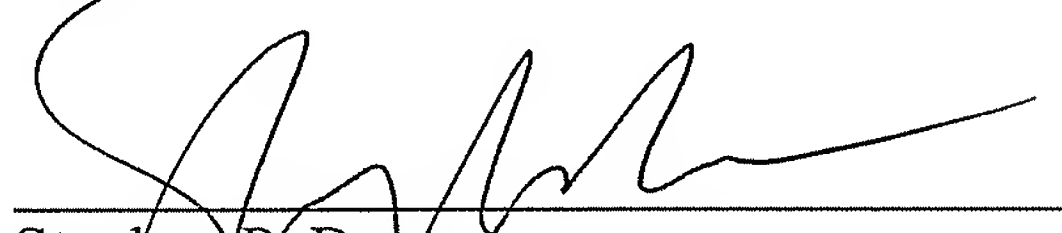
**OR**

B. ☐ the submission fee set forth in 37 C.F.R. 1.17(p) for submission of an information disclosure statement under § 1.97(c). (\$180.00).

**METHOD OF PAYMENT OF FEE**

3. ☐ Attached is a check in the amount of \$\_\_\_\_\_.  
☐ Charge Account No. 50-1446 in the amount of \$\_\_\_\_\_.  
☐ The fees associated with this paper are being paid electronically with this submission.
4. ☒ If any additional fees are due, please charge Deposit Account 50-1446.

Respectfully submitted,

  
\_\_\_\_\_  
Stephen P. Burr  
Reg. No. 32,970

October 30, 2008  
Date

SPB/tlp

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**CERTIFICATION UNDER 37 C.F.R. § 1.97(e)**

Sir:

- ☒ Each item of information contained in the Information Disclosure Statement filed herewith was *first* cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

OR

- ☐ No item of information in the Information Disclosure Statement filed herewith was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

Respectfully submitted,

October 30, 2008

Date

  
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